IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 502 OF 2006

IN

FIRST APPEAL (ST.) NO. 904 OF 2006

SUBHASH LAXMAN KHETADE & ORS. .. APPLICANTS

Versus

GANGADHAR NIVRUTTI KATHE & ORS.. RESPONDENTS

Mr. P. B. Shah for applicants

Mr. M. M. Sathaye for respondents

CORAM:-SMT. RANJANA DESAI &

D.B. BHOSALE, JJ.

DATED:- 1/3/06

P.C.

Heard learned counsel for the parties.

2. The appellants shall deposit 25% of the decretal amount in the trial court within six weeks from today. On such deposit being made the respondents will be at liberty to withdraw the same after furnishing security to the satisfaction of the trial court.

3. The appellants shall furnish bank guarantee for

50% of the decretal amount to the satisfaction of the trial court within six weeks. The appellant shall furnish security for the remaining 25% of the decretal amount to the satisfaction of the trial court.

4. Subject to the above there will be ad-interim relief in terms of prayer clause (a).

5. Sofar as prayer (b) is concerned, the appellant will be at liberty to file a separate civil applicaton.

6. Civil application disposed of.

(SMT. RANJANA DESAI,J.)

(D. B. BHOSALE, J.)